

ceptions, to Secretary of Agriculture by 1953 Reorg. Plan No. 2, §1, eff. June 4, 1953, 18 F.R. 3219, 67 Stat. 633, set out as a note under section 2201 of this title.

§ 2209a. Advances to chiefs of field parties

On and after October 28, 1991, advances of money to chiefs of field parties from any appropriation for the Department of Agriculture may be made by authority of the Secretary of Agriculture.

(Pub. L. 102-142, title VII, §706, Oct. 28, 1991, 105 Stat. 911.)

§ 2209b. Availability of appropriations

New obligational authority provided for the following appropriation items in this Act shall remain available until expended (7 U.S.C. 2209b): Animal and Plant Health Inspection Service, the contingency fund to meet emergency conditions, fruit fly program, and integrated systems acquisition project; Farm Service Agency, salaries and expenses funds made available to county committees; and Foreign Agricultural Service, middle-income country training program.

New obligational authority for the boll weevil program; up to 10 percent of the screwworm program of the Animal and Plant Health Inspection Service; Food Safety and Inspection Service, field automation and information management project; funds appropriated for rental payments; funds for the Native American Institutions Endowment Fund in the Cooperative State Research, Education, and Extension Service; and funds for the competitive research grants (7 U.S.C. 450i(b)), shall remain available until expended.

(Pub. L. 105-86, title VII, §705, Nov. 18, 1997, 111 Stat. 2104.)

REFERENCES IN TEXT

This Act, referred to in text, is Pub. L. 105-86, Nov. 18, 1997, 111 Stat. 2079, known as the Agriculture, Rural Development, Food and Drug Administration, and Related Agencies Appropriations Act, 1998. For complete classification of this Act to the Code, see Tables.

CODIFICATION

Section is from the appropriation act cited as the credit to this section.

PRIOR PROVISIONS

Provisions similar to those in this section were contained in the following prior appropriation acts:

Pub. L. 104-180, title VII, §705, Aug. 6, 1996, 110 Stat. 1596.

Pub. L. 104-37, title VII, §705, Oct. 21, 1995, 109 Stat. 329.

Pub. L. 103-330, title VII, §705, Sept. 30, 1994, 108 Stat. 2466.

Pub. L. 103-111, title VII, §706, Oct. 21, 1993, 107 Stat. 1078.

Pub. L. 102-341, title VII, §706, Aug. 14, 1992, 106 Stat. 907.

Pub. L. 102-142, title VII, §708, Oct. 28, 1991, 105 Stat. 911.

Pub. L. 101-506, title VI, §608, Nov. 5, 1990, 104 Stat. 1346.

Pub. L. 101-161, title VI, §608, Nov. 21, 1989, 103 Stat. 982.

Pub. L. 100-460, title VI, §608, Oct. 1, 1988, 102 Stat. 2260.

Pub. L. 100-202, §101(k) [title VI, §608], Dec. 22, 1987, 101 Stat. 1329-322, 1329-354.

Pub. L. 99-500, §101(a) [title VI, §608], Oct. 18, 1986, 100 Stat. 1783, 1783-27, and Pub. L. 99-591, §101(a) [title VI, §608], Oct. 30, 1986, 100 Stat. 3341, 3341-27.

Pub. L. 99-190, §101(a) [H.R. 3037, title VI, §608], Dec. 19, 1985, 99 Stat. 1185.

Pub. L. 98-473, title I, §101(a) [H.R. 5743, title VI, §608], Oct. 12, 1984, 98 Stat. 1837.

Pub. L. 98-151, §101(d) [H.R. 3223, title VI, §608], Nov. 14, 1983, 97 Stat. 972.

Pub. L. 97-370, title VI, §608, Dec. 18, 1982, 96 Stat. 1810.

Pub. L. 97-103, title VI, §608, Dec. 23, 1981, 95 Stat. 1488.

Pub. L. 96-528, title VI, §608, Dec. 15, 1980, 94 Stat. 3116.

Pub. L. 96-108, title VI, §607, Nov. 9, 1979, 93 Stat. 841.

Pub. L. 95-448, title VI, §607, Oct. 11, 1978, 92 Stat. 1092.

Pub. L. 95-97, title VI, §608, Aug. 12, 1977, 91 Stat. 828.

Pub. L. 94-351, title VI, §608, July 12, 1976, 90 Stat. 868.

Pub. L. 94-122, title VI, §611, Oct. 21, 1975, 89 Stat. 667.

§ 2209c. Use of funds for one-year contracts to be performed in two fiscal years

On and after October 28, 1991, funds appropriated to the Department of Agriculture and the Food and Drug Administration may be used for one-year contracts which are to be performed in two fiscal years so long as the total amount for such contracts is obligated in the year for which the funds are appropriated.

(Pub. L. 102-142, title VII, §725, Oct. 28, 1991, 105 Stat. 913.)

§ 2209d. Statement of percentage and dollar amount of Federal funding

On and after October 28, 1991, the Department of Agriculture, when issuing statements, press releases, requests for proposals, bid solicitations, and other documents describing projects or programs funded in whole or in part with Federal money, all grantees receiving Federal funds, including but not limited to State and local governments, shall clearly state (1) the percentage of the total cost of the program or project which will be financed with Federal money, and (2) the dollar amount of Federal funds for the project or program.

(Pub. L. 102-142, title VII, §733, Oct. 28, 1991, 105 Stat. 914.)

§ 2209e. Prohibition on payments to parties involved with prohibited drug-producing plants

On and after October 21, 1993, none of the funds available to the Department of Agriculture may be used to make production or other payments to a person, persons, or corporations upon a final finding by court of competent jurisdiction that such party is guilty of growing, cultivating, harvesting, processing or storing marijuana, or other such prohibited drug-producing plants on any part of lands owned or controlled by such persons or corporations.

(Pub. L. 103-111, title VII, §704, Oct. 21, 1993, 107 Stat. 1078.)

PRIOR PROVISIONS

Provisions similar to those in this section were contained in the following prior appropriation acts:

Pub. L. 102-341, title VII, §704, Aug. 14, 1992, 106 Stat. 907.

Pub. L. 102-142, title VII, §705, Oct. 28, 1991, 105 Stat. 911.

Pub. L. 101-506, title VI, §605, Nov. 5, 1990, 104 Stat. 1346.

Pub. L. 101-161, title VI, §605, Nov. 21, 1989, 103 Stat. 982.

Pub. L. 100-460, title VI, §605, Oct. 1, 1988, 102 Stat. 2259.

Pub. L. 100-202, §101(k) [title VI, §605], Dec. 22, 1987, 101 Stat. 1329-322, 1329-353.

§ 2210. Deputy Secretary of Agriculture; appointment

There is established in the Department of Agriculture the position of Deputy Secretary of Agriculture, to be appointed by the President, by and with the advice and consent of the Senate.

(Mar. 26, 1934, ch. 89, title I, 48 Stat. 467; Oct. 19, 1976, Pub. L. 94-561, §1(c)(1), 90 Stat. 2643.)

CODIFICATION

Provisions of this section which prescribed the basic compensation of the Under Secretary were omitted to conform to the provisions of act July 31, 1956. See section 5314 of Title 5, Government Organization and Employees.

Section was formerly classified to section 514a of Title 5 prior to the general revision and enactment of Title 5, Government Organization and Employees, by Pub. L. 89-554, §1, Sept. 6, 1966, 80 Stat. 378.

AMENDMENTS

1976—Pub. L. 94-561 substituted “Deputy Secretary of Agriculture” for “Under Secretary of Agriculture”.

EFFECTIVE DATE OF 1976 AMENDMENT

Amendment by Pub. L. 94-561 effective Oct. 19, 1976, see section 5 of Pub. L. 94-561, set out as a note under section 5313 of Title 5, Government Organization and Employees.

TRANSFER OF FUNCTIONS

Functions of all officers, agencies, and employees of Department of Agriculture transferred, with certain exceptions, to Secretary of Agriculture by 1953, Reorg. Plan No. 2, §1, eff. June 4, 1953, 18 F.R. 3219, 67 Stat. 633, set out as a note under section 2201 of this title.

STATUS OF INCUMBENT UNDER SECRETARY OF AGRICULTURE

Section 1(d) of Pub. L. 94-561 provided that: “The officer occupying the position of Under Secretary of Agriculture, on the date of enactment of this Act [Oct. 19, 1976], may assume the duties of the Deputy Secretary of Agriculture. The individual assuming such duties shall not be required to be reappointed by reason of the enactment of this Act.”

§ 2211. Powers and duties of Deputy Secretary of Agriculture

The Deputy Secretary of Agriculture is authorized to exercise the functions and perform the duties of the first assistant of the Secretary of Agriculture within the meaning of section 3345 of title 5 and shall perform such other duties as may be required by law or prescribed by the Secretary of Agriculture.

(June 5, 1939, ch. 181, 53 Stat. 809; Oct. 19, 1976, Pub. L. 94-561, §1(c)(2), 90 Stat. 2643.)

CODIFICATION

“Section 3345 of title 5” substituted in text for “section 177 of the Revised Statutes of the United States

(U.S.C., title 5, sec. 4)” on authority of Pub. L. 89-554, §7(b), Sept. 6, 1966, 80 Stat. 631, the first section of which enacted Title 5, Government Organization and Employees.

Section was formerly classified to section 514b of Title 5 prior to the general revision and enactment of Title 5, Government Organization and Employees, by Pub. L. 89-554, §1, Sept. 6, 1966, 80 Stat. 378.

AMENDMENTS

1976—Pub. L. 94-561 substituted “Deputy Secretary of Agriculture” for Under Secretary of Agriculture.

EFFECTIVE DATE OF 1976 AMENDMENT

Amendment by Pub. L. 94-561 effective Oct. 19, 1976, see section 5 of Pub. L. 94-561, set out as a note under section 5313 of Title 5, Government Organization and Employees.

§ 2211a. Omitted

CODIFICATION

Section, Pub. L. 95-501, title V, §501(a), Oct. 21, 1978, 92 Stat. 1691, which related to establishment in Department of Agriculture of position of Under Secretary of Agriculture for International Affairs and Commodity Programs, was omitted in the complete revision of Pub. L. 95-501 by Pub. L. 101-624, title XV, §1531, Nov. 28, 1990, 104 Stat. 3668. See section 5691 of this title.

REDESIGNATION OF ASSISTANT SECRETARY OF AGRICULTURE FOR INTERNATIONAL AFFAIRS AND COMMODITY PROGRAMS

Section 501(c) of Pub. L. 95-501, which prohibited the use of the designation of “Assistant Secretary of Agriculture for International Affairs and Commodity Programs” after Oct. 21, 1978, was omitted in the complete revision of Pub. L. 95-501 by Pub. L. 101-624, title XV, §1531, Nov. 28, 1990, 104 Stat. 3668.

§§ 2211b to 2212c. Repealed. Pub. L. 103-354, title II, §§218(e)(2)-(6), 231(f)(1), Oct. 13, 1994, 108 Stat. 3213, 3219

Section 2211b, Pub. L. 96-355, §3(a), Sept. 24, 1980, 94 Stat. 1173, authorized appointment of an Under Secretary of Agriculture for Small Community and Rural Development.

Section 2212, acts Feb. 9, 1889, ch. 122, §2, 25 Stat. 659; June 30, 1906, ch. 3913, 34 Stat. 670, authorized appointment of an Assistant Secretary of Agriculture.

Section 2212a, Pub. L. 92-419, title VI, §604(a), Aug. 30, 1972, 86 Stat. 676, authorized appointment of an additional Assistant Secretary of Agriculture.

Section 2212b, Pub. L. 94-561, §2, Oct. 19, 1976, 90 Stat. 2643, authorized appointment of an additional Assistant Secretary of Agriculture.

Section 2212c, Pub. L. 97-325, §8(a), Oct. 15, 1982, 96 Stat. 1605, authorized appointment of an additional Assistant Secretary of Agriculture.

§ 2213. Omitted

CODIFICATION

Section, acts June 5, 1952, ch. 369, ch. XI, §1101, 66 Stat. 121; 1953 Reorg. Plan No. 2, §3, eff. June 4, 1953, 18 F.R. 3219, 67 Stat. 633; June 28, 1955, ch. 189, §12(c)(16), 69 Stat. 182; Aug. 14, 1964, Pub. L. 88-426, title III, §307, 78 Stat. 432, related to the position of Assistant Secretary of Agriculture for Administration established by section 3 of Reorg. Plan No. 2 of 1953. Section 3 of Reorg. Plan No. 2 of 1953 was repealed by Pub. L. 97-325, §8(d), Oct. 15, 1982, 96 Stat. 1606. See section 2212c of this title.

Section was formerly classified to section 517b of Title 5 prior to the general revision and enactment of Title 5, Government Organization and Employees, by Pub. L. 89-554, §1, Sept. 6, 1966, 80 Stat. 378.